

BILL NO. R-85-04-38 received the advice of the Fort Wayne  
Economic Development Commission, it RESOLUTION NO. R-61-85

A RESOLUTION FINDING, DETERMINING  
AND RATIFYING AN INDUCEMENT RESOLUTION  
OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION  
AUTHORIZING THE ISSUANCE AND SALE OF  
\$1,000,000.00 ECONOMIC REVENUE BONDS OF THE  
CITY OF FORT WAYNE, INDIANA  
WHEREAS, FOR THE PURPOSE OF INDUCING THE APPLICANT  
ALLAN W. PEDDEN  
TO PROCEED WITH THE ACQUISITION  
CONSTRUCTION AND EQUIPPING OF THE PROJECT  
already constructed or operating in or about Fort Wayne,

WHEREAS, the City of Fort Wayne, Indiana, (the "Issuer") is  
authorized by I.C. Sec. 36-7-12 (the "Act") to issue revenue  
bonds for the financing of economic development facilities, the  
funds from said financing to be used for the acquisition,  
construction and equipping of said facilities, and said facili-  
ties to be either sold or leased to another person or directly  
owned by another person; and is desirable to preserve the

WHEREAS, Allan W. Pedden (the "Applicant") has advised the  
Fort Wayne Economic Development Commission and the Issuer that  
it proposes that the Issuer acquire and equip an economic  
development facility and sell and/or lease the same to the  
Applicant or loan proceeds of an economic development  
financing to the Applicant for the same, said economic  
development facility to be acquisition of real estate and  
improvements and renovation of same, to be located at 5402  
Moeller Road, Allen County, Indiana, for use in the manufacture  
of sleeper cabs, said facility to be leased to Bentz Metal  
Products Company, Inc., including costs of issuance (the  
"Project"); and

WHEREAS, the diversification of industry and an increase in  
60 jobs to be achieved by acquisition and construction and  
equipping of the Project will be of public benefit to the  
health, safety and general welfare of the Issuer and its  
citizens; and



1           WHEREAS, having received the advice of the Fort Wayne  
2           Economic Development Commission, it would appear that the  
3           financing of the Project would be of public benefit to the  
4           health, safety and general welfare of the Issuer and its  
5           citizens; and

6           WHEREAS, the acquisition and construction of the faci-  
7           lity will not have an adverse effect on any similar facility  
8           already constructed or operating in or about Fort Wayne,  
9           Indiana.

10          NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF  
11          THE CITY OF FORT WAYNE, INDIANA:

12          SECTION 1. The Common Council finds, determines, rati-  
13          fies and confirms the promotion of diversification of economic  
14          development and job opportunities in and near Fort Wayne,  
15          Indiana and in Allen County, is desirable to preserve the  
16          health, safety and general welfare of the citizens of the  
17          Issuer; and that it is in the public interest that Fort Wayne  
18          Economic Development Commission and said Issuer take such action  
19          as it lawfully may to encourage diversification of industry and  
20          promotion of job opportunities in and near said Issuer.

21          SECTION 2. The Economic Development Commission in  
22          recommending the project, found specifically that the project  
23          will not have an adverse competitive effect on similar facilities  
24          already constructed or operating in Allen County, Indiana, and  
25          the Common Council has also held a hearing and specifically finds  
26          that the project will not have an adverse competitive effect on  
27          similar facilities already constructed or operating in Allen  
28          County, Indiana.

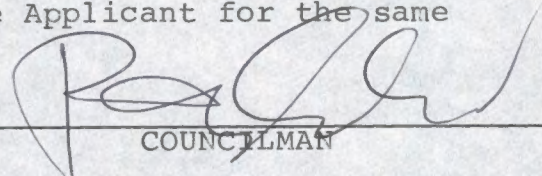
29          SECTION 3. The Common Council further finds, deter-  
30          mines, ratifies and confirms that the issuance and sale of reve-  
31          nue bonds in an amount not to exceed \$1,000,000.00 of the  
32          Issuer under the Act for the acquisition, construction and



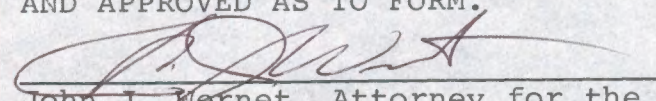
equipping of the Project and the sale or leasing of such a  
financing to the Applicant for such purposes will serve the  
public purpose referred to above, in accordance with the Act.

SECTION 4. In order to induce the Applicant to proceed  
with the acquisition, construction and equipping of the  
Project, the Common Council hereby finds, determines, ratifies  
and confirms that (i) it will take or cause to be taken such  
actions pursuant to the Act as may be required to implement  
the aforesaid financing, or as it may deem appropriate in  
pursuance thereof, provided that all of the foregoing shall  
be mutually acceptable to the Issuer and the Applicant; and  
(ii) it will adopt such ordinances and resolutions and  
authorize the execution and delivery of such instruments and  
the taking of such action as may be necessary and advisable  
for the authorization, issuance and sale of said economic  
development bonds.

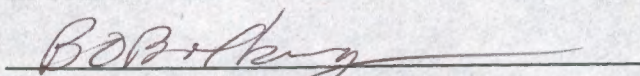
SECTION 5. All costs of the Project incurred after the  
passage of this Inducement Resolution, including disbursement  
or repayment of the Applicant of monies expended by the  
Applicant for planning, engineering, interest paid during  
construction, underwriting expenses, attorney and bond  
counsel fees, acquisition, construction and equipping of the  
Project will be permitted to be included as part of the bond  
issue to finance said Project, and the Issuer will thereafter  
either sell or lease the same to the Applicant or loan the  
proceeds of such financing to the Applicant for the same  
purposes.

  
COUNCILMAN

ADOPTED BY ECONOMIC DEVELOPMENT COMMISSION  
AND APPROVED AS TO FORM.

  
John J. Wernet, Attorney for the  
Economic Development Commission  
Dated this 22<sup>nd</sup> day of April, 1985

APPROVED AS TO FORM AND LEGALITY.

  
Bruce O. Boxberger, City Attorney  
Dated this 22 day of April, 1985



Read the first time in full and on motion by Ernst, seconded by Henry, and duly adopted, read the second time by title and referred to the Committee Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.

DATE: 4-23-85

Nadaya Gabroff  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Ernst, seconded by Henry, and duly adopted, placed on its passage. PASSED (~~LOST~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	_____	_____	_____	_____
<u>BRADBURY</u>	<u>✓</u>	_____	_____	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>✓</u>	_____	_____	_____	_____
<u>GiaQUINTA</u>	<u>✓</u>	_____	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 5-14-85

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~ANNEXATION~~) (~~APPROPRIATION~~) (~~GENERAL~~) (~~SPECIAL~~) (~~ZONING MAP~~) ORDINANCE (RESOLUTION) NO. B-61-85 on the 14th day of May, 1985.

ATTEST:

(SEAL)

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Mark E. GiaQuinta  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of May, 1985 at the hour of 2:10 o'clock P. M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 15th day of May, 1985, at the hour of 2 o'clock P. M., E.S.T.

Win Moses, Jr.  
WIN MOSES, JR., MAYOR

Comments: \_\_\_\_\_



BILL NO. R-85-04-38

REPORT OF THE COMMITTEE ON FINANCE

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (~~ORDINANCE~~) (RESOLUTION) FINDING, DETERMINING AND  
RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC  
DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF  
\$1,000,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA  
FOR THE PURPOSE OF INDUCING THE APPLICANT ALLAN W. PEDDEN TO  
PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION AND BEG  
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)

(RESOLUTION) DO PASS DO NOT PASS WITHDRAWN

YES

NO

BEN A. EISBART  
CHAIRMAN

JANET G. BRADBURY  
VICE CHAIRWOMAN

SAMUEL J. TALARICO

THOMAS C. HENRY

JAMES S. STIER

CONCURRED IN

5-14-85

SANDRA E. KENNEDY  
CITY CLERK